HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.18233 OF 2007

Between:

M/s.Mahalakshmi Art Printers

. . .Petitioner

AND

Greater Hyderabad Municipal Corporation
Hyderabad and others

. . .Respondents

:: ORDER ::

Counsel for the petitioner : Shri Nyayapathi Prashanth

Counsel for respondent Nos.1 & 2 : Smt. Kalpana Ekbote

31st August, 2007

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PER G.S.SINGHVI, CJ

The petitioner has sought intervention of the Court under an apprehension that respondent Nos.1 and 2 will demolish construction made in premises bearing No.8-3-949/3, Punjagutta, Hyderabad in furtherance of road widening programme without issuing notice and without following the procedure prescribed by law.

At the hearing, Smt. Kalpana Ekbote, Standing Counsel for Greater Hyderabad Municipal Corporation (for short 'the Corporation') stated that owner of the premises (respondent No.3) has so far not given consent and the petitioner's apprehension regarding demolition of the shop is unfounded.

In view of the statement of learned counsel for the Corporation, the writ petition is disposed of with the observation that as and when respondent No.3 gives consent for utilization of his property for road widening programme and the shop of the petitioner is sought to be demolished, the concerned authority of the Corporation shall consider representation dated 13.08.2007 made by him and pass appropriate order before undertaking demolition. In that event, the petitioner shall be free to avail appropriate legal remedy.

As a sequel to disposal of the main petition in the manner indicated above, WPMP No.23410 of 2007 filed by the petitioner for interim relief is disposed of as infructuous.

G.S.SINGHVI, CJ

31st August, 2007

C.V.NAGARJUNA REDDY, J

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